

O P E JG177  
SEP 10 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Brian KESSLER

Art Unit: 3712

Application No.: 10/606,889

Confirmation No.: 5431

Examiner: F. Francis

Filed: June 27, 2003

Washington, D.C.

For: LIQUID CONTAINING HOOP WITH IMPROVED CONNECTOR

Atty.'s Docket: KESSLER =65

Date: September 10, 2004

**Customer Window, Mail Stop AMENDMENT**  
 THE COMMISSIONER OF PATENTS AND TRADEMARKS  
 Crystal Plaza Two, Lobby, Room 1B03  
 Arlington, VA 22202

Sir:

Transmitted herewith is a [XX] REPLY: REMARKS AND SUBMISSION OF TERMINAL DISCLAIMER in the above-identified application.

[ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

[XX] Terminal Disclaimer fee of \$55.00 is enclosed.

[ ] No additional fee is required.

The fee has been calculated as shown below:

|   | (Col. 1)<br>CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | (Col. 2)<br>HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | (Col. 3)<br>PRESENT<br>EXTRA<br>EQUALS |
|---|---|-------|---|--|
| TOTAL                                     | *   | MINUS | ** 20   | 0                                      |
| INDEP.                                    | *   | MINUS | *** 3   | 0                                      |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |   |  |

ADDITIONAL FEE TOTAL

| SMALL ENTITY         |                | OTHER THAN SMALL ENTITY |      |
|----------------------|----------------|-------------------------|------|
| RATE                 | ADDITIONAL FEE | OR                      | RATE |
| x 9                  | \$             | x 18                    | \$   |
| x 43                 | \$             | x 86                    | \$   |
| + 145                | \$             | + 290                   | \$   |
| ADDITIONAL FEE TOTAL |                | TOTAL                   |      |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

[XX] First - \$ 55.00  
 [ ] Second - \$ 210.00  
 [ ] Third - \$ 475.00  
 [ ] Fourth - \$ 740.00

## Month After Time Period Set

[ ] Less fees (\$\_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

## Other Than Small Entity

## Response Filed Within

[ ] First - \$ 110.00  
 [ ] Second - \$ 420.00  
 [ ] Third - \$ 950.00  
 [ ] Fourth - \$ 1,480.00

## Month After Time Period Set

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$\_\_\_\_\_.

[XX] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ 110.00.

[ ] A check in the amount of \$\_\_\_\_\_ is attached (check no. ).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

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